

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-008233-001 DT

09/19/2012

HON. SUSANNA C. PINEDA

CLERK OF THE COURT

K. L. Johnson

Deputy

STATE OF ARIZONA

JASON THOMAS CROWLEY

v.

BRETT LANG HENDERSON (001)

DOB: 12/02/1969

WILLIAM MICHAEL WALZ

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

FINANCIAL SERVICES-CCC

RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

8:49 a.m.

Courtroom SCT 7C

State's Attorney: Jason Crowley

Defendant's Attorney: Michael Walz

Defendant: Present

Court Reporter, Sally Stearman, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 3: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 3 Production of Marijuana
Class 5 Felony
A.R.S. § 13-3401, 13-3405(A)(3), 13-701, 13-702, and 13-801
Date of Offense: On or between 11/01/2010 and 06/14/2011
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 3 Probation Term: 1 year

To begin 09/19/2012.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 3 - \$65.00 per month, beginning 11/01/2012.

FINE: Count 3 - Total amount of \$1,380.00, which includes surcharges of 84%, payable \$50.00 per month beginning 11/01/2012.

PROBATION SURCHARGE: Count 3 - \$20.00 payable on 11/01/2012.

Count 3: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 11/01/2012.

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

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Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: All remaining counts and sentencing enhancement allegations.

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

IT IS FURTHER ORDERED that Defendant shall provide a copy of his medical marijuana card to the Adult Probation Department, and until doing so shall refrain from using marijuana.

8:56 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HON. SUSANNA C. PINEDA
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)